

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

ANGELITO CASTILLO NOTARTE,

Petitioner,

v.

No. CV 12-0101 JH/CG  
CR 09-2049 JH

UNITED STATES OF AMERICA,

Respondent.

**ORDER FOR SUPPLEMENTAL BRIEFING**

**THIS MATTER** is before the Court, *sua sponte*, for an Order directing Respondent to supplement the record pursuant to Rule 7 of the Rules Governing Section 2255 Proceedings for the United States District Court. Petitioner has alleged that his attorney was constitutionally ineffective for failing to inform him of the immigration consequences of his appeal. (Doc. 9 at 1-13). Respondent claims that Petitioner's Presentence Report ("PSR") advised him of the likely immigration consequences of his plea. (Doc. 12 at 7). Respondent has cited extensively to the PSR to support its contention that Petitioner's claims have no merit. (Doc. 12 at 7-8, 12, 15-16). However, Respondent neglected to include a copy of Petitioner's PSR for this Court to review.

**IT IS THEREFORE ORDERED** that Respondent supplement the record by filing a copy of Petitioner's Pre-Sentence Report. Because the PSR contains confidential information, Respondent is directed to file the PSR under seal. Respondent shall submit the PSR within fourteen days of this order.



---

THE HONORABLE CARMEN E. GARZA  
UNITED STATES MAGISTRATE JUDGE